IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 36748-M of 2006

DATE OF DECISION : 25.09.2006

Gurdeep Singh and another

.... PETITIONERS

Versus

State of Haryana

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Aman Bansal, Advocate, for
Mr. Akshay Bhan, Advocate,
for the petitioners.

Mr. Partap Singh, Senior DAG, Haryana.

Mr. Vivek Suri, Advocate,
for the complainant.

The petitioners, apprehending their arrest in a non-bailable offence in case FIR No. 150 dated 1.6.2006 under Sections 420/406/34 IPC registered at Police Station Mullana, District Ambala, have filed this petition under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail.

I have heard counsel for the parties and have gone through the contents of the FIR as well as the order dated 20.6.2006, passed by Additional Sessions Judge, Ambala, whereby bail application of the petitioners has been dismissed.

Counsel for the petitioners states that in terms of the order dated August 17, 2006, the petitioners have joined the investigation. This fact has not been disputed by the State counsel. It is admitted position that the petitioners have paid Rs. 26 lacs to the complainant.

In view of the aforesaid facts, without commenting on the merits of the case, the interim bail, granted vide order dated June 27, 2006, is made absolute subject to the same terms and conditions.

This bail order shall remain in operation till the investigation culminates into filing of challan under section 173 Cr.P.C. except for material change in the circumstances. Thereafter the petitioners shall be entitled to the grant of regular bail by the trial court and the same shall further continue till conclusion of the trial on the conditions to be imposed by the court of competent jurisdiction.

Disposed of accordingly.

September 25, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**